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LYNN V. RIVERA, ESQ.

2 NEVADA BAR NO. 6797

**RESNICK & LOUIS**

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5 Attorneys for Defendant

6 HOME DEPOT U.S.A., INC.

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10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 KEVIN MITCHELL, an individual,

13 Plaintiff,

14 v.

15 HOME DEPOT U.S.A., INC.; a foreign  
corporation; DOES 1-20; and ROE  
16 COMPANIES 1-20, inclusive,

17 Defendants.

Case No.: 2:21-cv-01778-RFB-BNW

**STIPULATION AND ORDER FOR  
DISMISSAL WITH PREJUDICE**

18  
19 It is hereby stipulated, by and between Plaintiff, KEVIN MITCHELL, by and through  
20 his attorneys of record, Scott Philippus, Esq., of the law firm of HICKS & BRASIER, LLC and  
21 Defendant, HOME DEPOT USA, INC., by and through their attorneys of record, Lynn Rivera,  
22 Esq., of the law firm of RESNICK & LOUIS, P.C., that Plaintiff KEVIN MITCHELL's  
23 Complaint against Defendant should be dismissed with prejudice each party to bear their  
24 own respective costs, and attorneys' fees.

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2 DATED: this 12<sup>th</sup> day of December 2022 **RESNICK & LOUIS, P.C.**

3  
4 By Lynn V. Rivera  
5 LYNN V. RIVERA, ESQ.  
6 Attorneys for Defendant  
HOME DEPOT U.S.A., INC.

7 DATED this 12<sup>th</sup> day of December 2022 **HICKS & BRASIER, LLC**

8  
9 Scott Philippus  
10 Scott Philippus, Esq.  
11 2630 S. Jones Boulevard  
12 Las Vegas, NV 89146  
13 Attorneys for Plaintiff

14 **ORDER**

15 IT IS SO ORDER that on this 12<sup>th</sup> day of December, 2022, that the above-  
16 caption case is dismissed with prejudice.

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18 RICHARD F. BOULWARE, II  
19 UNITED STATES DISTRICT JUDGE  
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**CERTIFICATE OF SERVICE**  
**KEVIN MITCHELL v. HOME DEPOT U.S.A., INC.**  
**Case No.: 2:21-cv-01778-RFB-BNW**

I hereby certify that on the 12<sup>th</sup> day of December 2022, I electronically served and transmitted a true and correct copy of the foregoing **STIPULATION AND ORDER FOR DISMISSAL WITH PREJUDICE** to the foregoing via E-mail to the following counsel of record:

Scott Philippus, Esq.  
HICKS & BRASIER, LLC  
2630 S. Jones Boulevard  
Las Vegas, NV 89146  
Attorneys for Plaintiff  
[Scott@lvattorneys.com](mailto:Scott@lvattorneys.com)

*Brean Boatwright*  
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